

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Servants - Panchayat Raj and Rural Development Department – Allegations of irregularities committed in execution of the work “CPWS scheme to Kodangal & 39 habitations” in Mahaboobnagar District against Sri J.Shiva Kumar, formerly Deputy Executive Engineer, RWS&S, now working at PRSD Kothakota – Disciplinary proceedings initiated under Rule 20 of Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 – Article of Charges – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.I) DEPARTMENT

G.O.Rt.No. 1290

Dated:06.08.2013

ORDER:

It is proposed to hold an inquiry against Sri J.Shiva Kumar, formerly Deputy Executive Engineer, RWS&S, now working at Panchayat Raj Sub-Division Kothakota, in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A list of documents by which and list of witnesses, by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure-II and III).

3. Sri J.Shiva Kumar, formerly Deputy Executive Engineer, RWS&S, now working at Panchayat Raj Sub-Division Kothakota, is directed to submit within ten (10) days of the receipt of this order, a written statement of his defence.

4. Sri J.Shiva Kumar, formerly Deputy Executive Engineer, RWS&S, now working at Panchayat Raj Sub-Division Kothakota is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri J.Shiva Kumar, formerly Deputy Executive Engineer, RWS&S, now working at Panchayat Raj Sub-Division Kothakota is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 or the order/directions issued in pursuance of the said rules, the Inquiry Authority may hold the inquiry against him ex-parte.

6. Attention of Sri J.Shiva Kumar, formerly Deputy Executive Engineer, RWS&S, now working at Panchayat Raj Sub-Division Kothakota, is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of this G.O. shall be acknowledged forthwith.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

VIKAS RAJ
SECRETARY TO GOVERNMENT (RWS&S)

To

Sri J.Shiva Kumar, formerly Deputy Executive Engineer, RWS&S, Mahaboobnagar District
now working at PRSD Kothakota **through** the Engineer-in-Chief, RWS&S, Hyderabad.
The Engineer-in-Chief, RWS&S, Hyderabad.

(with a request to serve and return the acknowledged copy and W.S.D.)

Copy to:

The P.S. to M (PR&RWS)
SF/SC

// FORWARDED::BY:: ORDER //

SECTION OFFICER

ANNEXURE-I

STATEMENT SHOWING THE ARTICLE OF CHARGES FRAMED AGAINST SRI J.SHIVA KUMAR, FORMERLY DEPUTY EXECUTIVE ENGINEER, RWS&S, NOW WORKING AT PRSD, KOTHAKOTA.

CHARGE:

That Sri J.Shiva Kumar, while working as Dy. Executive Engineer, has failed to consider the water hammer in pumping main calculation while preparing designs in technical sanctioned estimate. He allowed defective execution of the work which led to premature failure of the scheme. Thus he failed to discharge his legitimate duties as DEE (RWS&S).

BASIS:

As per enquiry report of C.E., VIG & QC, Hyderabad, Lr.AEE2/Kodangal/MBNR/VIG&QC RWS&S/2011, Dt:18.10.2012, Sri J.Shiva Kumar, while working as Deputy Executive Engineer, RWS&S, Mahabubnagar has derelicted his Legitimate Duties by allowing faulty execution like sufficient trench depths, non laying of pipe line true to alignment and gradient, in sufficient depth of trench, non laying of and cushion leaky air valves, scour valves also led to premature failure of the scheme. While preparing the design he failed to consider the water hammer pressure or surge pressure in the pumping main and had not taken into account while arriving 'Hydraulic Gradient Line' calculations were not done. From this it is evident that he has shown gross negligence towards his Legitimate Duties and violated Rule (3) of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Hence the charge.

VIKAS RAJ
SECRETARY TO GOVERNMENT (RWS&S)

SECTION OFFICER

ANNEXURE-II

LIST OF THE DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI J.SHIVA KUMAR, FORMERLY DEPUTY EXECUTIVE ENGINEER, RWS&S, NOW WORKING AT PRSD, KOTHAKOTA.

1) C.E., VIG&QC, Hyderabad, Lr.AEE2/Kodangal/MBNR/VIG&QC RWS&S/2011, dt:18.10.2012.

VIKAS RAJ
SECRETARY TO GOVERNMENT (RWS&S)

SECTION OFFICER

ANNEXURE-II

LIST OF WITNESSES BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI J.SHIVA KUMAR, FORMERLY DEPUTY EXECUTIVE ENGINEER, RWS&S, NOW WORKING AT PRSD, KOTHAKOTA.

-NIL-

VIKAS RAJ
SECRETARY TO GOVERNMENT (RWS&S)

SECTION OFFICER